

SPONSOR: Adams/Brown

## ORDINANCE NO. 23-09

AN ORDINANCE AUTHORIZING THE ANNEXATION OF CONTIGUOUS TERRITORY, AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF JACKSON, STATE OF OHIO, as follows:

**Section One.** Council hereby accepts the annexation of real property described in Exhibit "A", attached hereto, to the City of Jackson as R-2 Zone property. This acceptance concludes the annexation proceedings as provided in Ohio Revised Code Chapter 709, except that the City Auditor shall distribute certified copies of the annexation proceedings, as required by R.C. Section 709.06.

**Section Two.** This Ordinance is hereby declared to be an emergency Ordinance, necessary for the immediate preservation of the public peace, health or safety of the City of Jackson, in that it is necessary to approve this annexation as soon as possible as this is a single owner annexation and the annexation has been requested by the sole property owner. Therefore, this Ordinance shall go into effect upon passage and approval by the Mayor, as provided in Ohio Revised Code Section 731.30.

**Section Three.** In the event this Ordinance receives a majority vote for passage but fails to receive the required number of votes to pass as an emergency, then this Ordinance shall be deemed to have passed but with no emergency clause and shall take effect at the earliest time permitted by law.

**Section Four.** It is hereby found and determined that all formal actions of this Council relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that the deliberations of this Council that resulted in such formal actions were in a meeting open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Date: 2-25-09

Russell B. Wharton  
PRESIDENT OF COUNCIL

Adams/Brown  
CLERK OF COUNCIL

Approved:

Date: 2-25-09

Randy R. Heath  
MAYOR